IN THE HIGH COURT OF BOMBAY AT GOA

APPLICATION FOR APPOINTMENT OF ARBITRATOR NO. 14 OF 2004

Shri Domnic Isaac ... Applicant

Versus

Union of India ... Respondent

Mr. Sudesh Usgaokar, for the applicant.

Mr. E. P.Badrinarayanan, for the respondent.

CORAM : A. P. LAVANDE , J.

DATE : 20th April, 2005.

P.C.

Heard Mr. Usgaokar for the applicant and Mr. Badrinarayanan, learned Additional Central Govt. Standing Counsel for the respondent. This Court by Order dated 21st June, 2001, appointed Justice Eurico Da Silva, retired Judge of this Court, as Arbitrator in respect of disputes that had arisen between the parties. On 15th March, 2004, Justice Da Silva has passed an order terminating the arbitration proceedings in terms of Section 38(2) of the Arbitration and Conciliation Act, 1996. The applicant has filed the present application seeking appointment of fresh Arbitrator either to continue the arbitral proceedings already commenced or to commence new proceedings

afresh.

2. Mr. Badrinarayanan, the learned Additional Central Government Standing Counsel appearing on behalf of the respondent, has suggested the name of Mr. J. B. Fadia, to be appointed as Arbitrator in the present proceedings.

3. Accordingly, I appoint Mr. J. D. Fadia, Arbitrator, Ministry of Urban Affairs & Employment, 4th Floor, old CGO building, 101, M.K. Road, New Marine Line, Mumbai 400 020, as Arbitrator in respect of the disputes between the parties. The Arbitrator shall conduct arbitration proceedings afresh and pass Award. The applicant to pay processing fees of Rs. 3,000/- within a period of two weeks. The application stands disposed of.

A. P. LAVANDE, J.

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